IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 613 of 2005

Between:

1. M.Lalitha Devi, w/o Giri Kumar,
R/o Flat No.302, Vaishnavi Indraprastha Apartments, Vengal Rao Nagar, Hyderabad.
2 .M.Giri Kumar, s/o M.Balakrishna Murthy,
R/o Flat No.302, Vaishnavi Indraprastha Apartments, Vengal Rao Nagar, Hyderabad.

... PETITIONERS

AND

1. Chief Security Officer, Railway Protection Force, Rail Nilayam, Secunderabad.
2. Divisional Security Commissioner, R.P.F Broad Gage, Sanchatan Bhavan, Opp.Railway Nilayam, Secunderabad.
3. R.S.Singh, Inspector of Police, Kazipet.
4. M.Venkata Reddy, Sub.Inspector, R.P.F.Kazipet.
5. K.Srinivasa Rao, R.P.F.S.I., Sanathnagar, Hyderabad.
6. B.Samuel Naik, Railway Protection Force, Bellampally.
7. G.Venkataswamy Naik, R.P.F., Kazipet.
8. S.Yadagiri, Constable, R.P.F.Kazipet.
9. Ravi @ Ravindran, Constable R.P.F., Kazipet.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction by quashing the order in Crl.M.P.No.1951/2004 in Crl.M.P.No.1370/2004 in W.P.No.7623/1996, dated11-01-2005 to the extent of not permitting the petitioner to identify the marks on the body of

respondents 3 and 6 as illegal and contrary to law without jurisdiction and consequently give a direction to identify the marks on the body of respondents 3 and 6 in the interests of justice.

Counsel for the Petitioner: MR.K.V.BHANU PRASAD

Counsel for the Respondents 1 and 2: MR.GOURI SHANKAR SANGHI

The Court at the admission stage made the following :

ORDER: (per Sri HC.J)

We see no ground at this stage to interfere with the enquiry being conducted pursuant to the directions of this Court. In case, the petitioners would feel aggrieved by the report of enquiry, they will be at liberty to challenge the enquiry. The petitioners cannot be permitted to interject the enquiry by filing a writ petition at the preliminary stage.

With leave and liberty, the writ petition is dismissed. No costs.

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DEVINDER GUPTA, CJ

Dated 27.01.2005

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M.NARAYANA REDDY

To

1. The Chief Security Officer, Railway Protection Force, Rail Nilayam,

Secunderabad.
2. The Divisional Security Commissioner, R.P.F.Broad Gage, Sanchatan

Bhavan, Opp.Railway Nilayam, Secunderabad.
3. 2 CD copies.